

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MARK BREAKIRON,

Petitioner,

V.

MARTIN HORN, Commissioner,
Pennsylvania Department of Corrections;
CONNOR BLAINE, Superintendent of the
State Correctional Institution at Greene, and
JOSEPH P. MAZURKIEWICZ,
Superintendent of the State Correctional
Institution at Rockview,

Respondents.

CIVIL ACTION

No. 00 - 300:

Judge Hardiman

THIS IS A CAPITAL CASE.

NOTICE TO VACATE WRIT OF HABEAS CORPUS
AD TESTIFICANDUM FOR CLINTON CONRAD BLAIR

AND NOW comes the Petitioner, Mark Breakiron, by his attorney, Tricia Russell, and files this Notice seeking to vacate the Writ of Habeas Corpus Ad Testificandum previously issued by this Court commanding the United States Marshal to produce the body of **Clinton Conrad Blair** (DOC # CJ 6559) to testify at the evidentiary hearing in the above-titled case scheduled for December 4 & 5, 2006.

DATED: November 22, 2006

Respectfully submitted,

/s/ Tricia A. Russell
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